

## **STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS**

### **COUNTY OF NEWPORT**

At a meeting of the Town Council of the Town of Tiverton, County and State aforesaid, held at the Tiverton Town Hall on the 10th day of March 2008 A.D. at 7:00 p.m.

President Durfee opened the meeting with the Pledge of Allegiance to the Flag.

#### **Roll Call:**

Joanne M. Arruda  
Donald Bollin (Absent)  
Paul E. Carroll  
Hannibal F. Costa

Louise Durfee  
Jay Edwards  
Brian A. Medeiros

Town Administrator, James Goncalo and  
Town Solicitor, Andrew M. Teitz were also present.

#### **Proclamation “Congratulations to Evelyn Waite One Hundred and One Years”**

At this time President Durfee, with great pleasure introduced Ms. Evelyn Waite who had recently celebrated her 101 year Birthday.

Councilor Costa read the Town Council Proclamation of Congratulations to Evelyn Waite.

#### **TOWN OF TIVERTON, RHODE ISLAND TOWN COUNCIL 343 HIGHLAND ROAD**

#### **PROCLAMATION**

#### **“CONGRATULATIONS TO EVELYN WAITE ONE HUNDRED AND ONE YEARS”**

WHEREAS: Evelyn Waite was born on March 7, 1907 and is one of nine children raised on a farm in Assonet, Massachusetts; and

WHEREAS: Evelyn Waite resides at 1385 Crandall Road, in Tiverton, Rhode, Island; and

WHEREAS: Evelyn Waite is a 1924 graduate of B. M. C. Durfee High School; and

WHEREAS: Evelyn Waite considers herself to have had a good life with a variety of working and traveling experiences; and

WHEREAS: Evelyn Waite had a career that spanned decades and is a retired practical nurse; and

WHEREAS: Evelyn Waite is a member of Old Stone Church in Tiverton, Rhode Island;

WHEREAS: Evelyn Waite enjoys a wonderful sense of humor, which continues to keep her going, loving to laugh and make others laugh; and

WHEREAS: Evelyn Waite enjoyed her life and has many friends that have brought her joy over the years; and

WHEREAS: Evelyn Waite’s advise would be to “Live simply, Love generously, Care deeply and Speak kindly, leaving the rest to God; and

**BE IT THEREFORE PROCLAIMED: That every official and citizen of**

the Town of Tiverton extends to Evelyn Waite and her family the very best wishes and blessed assurance for continued good health and peace; and congratulates Evelyn Waite on her One-Hundred and One Birthday, March 7, 2008.

TIVERTON TOWN COUNCIL:

**Louise Durfee**  
President, Tiverton Town Council  
March 10, 2008

A motion was made by Councilor Edwards to adopt the Proclamation as read, seconded by Councilor Medeiros, which passed unanimously.

Ms. Waite was highly honored for the recognition and the beautiful flowers sent to her home. Thanked everyone from the bottom of her heart.

**Proclamation "Tiverton Cleanup Week"**

As requested by the Tiverton Garden Club, President Durfee read the Proclamation.

**TOWN OF TIVERTON, RHODE ISLAND  
TOWN COUNCIL  
343 HIGHLAND ROAD**

**P R O C L A M A T I O N**

The Town Council, at its regularly scheduled meeting on Monday, March 10, 2008, by motion made and unanimously passed did proclaim, at the request of the Tiverton Garden Club,

**"TIVERTON CLEANUP WEEK"**  
**"KEEPING TIVERTON CLEAN AND GREEN"**  
**SATURDAY, APRIL 19<sup>th</sup> THROUGH SUNDAY, APRIL 27<sup>th</sup>**

The kickoff for Cleanup Week commences on Saturday, April 19<sup>th</sup>  
At 10:00 a.m. at the Essex Public Library, 238 Highland Road.

Sign-up sheets will be available at Coastal Roasters, Town Hall  
and Essex Public Library beginning April 10, 2008.

Trash bags provided by Humphrey's Building Supply will be available  
at Essex Library on Highland Road beginning April 10, 2008.

Awards will be presented to poster contest winners from Grades 1-4  
At the Town Hall at 10:00 a.m. on April 26, 2008

**BY ORDER OF THE TIVERTON TOWN COUNCIL:**

**Nancy L. Mello**  
Town Clerk

## **March 10, 2008**

A motion was made by Councilor Arruda to adopt Saturday, April 19<sup>th</sup> through Sunday April 27<sup>th</sup> as Tiverton Cleanup Week. Councilor Edwards seconded the motion. The motion passed unanimously.

Ms. Patricia Sullivan member of the Conservation Commission spoke on behalf of Ms. Gayle Lawrence of the Tiverton Garden Club.

All residents of Tiverton were invited to participate. The kickoff for the Cleanup Week commencing on Saturday April 19<sup>th</sup> at 10:00 a.m. at the Essex Library. On April 26<sup>th</sup>, Poster Contest Awards from Grades 1-4 will be given at the Town Hall.

Fire Chief Lloyd will be the distinguished guest. More information will be provided in regard to another Special Clean up in the Public Works parking area.

### **Approval of Consent Agenda:**

All items listed with (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

Councilor Edwards read the items as listed on the Consent Agenda.

Councilor Edwards requested the removal of Items A-3-b and A-3 d.

A motion was made by Councilor Medeiros to approve the remaining items on the Consent Agenda. The motion was seconded by Councilor Costa and then passed unanimously.

The Consent Agenda was as follows:

### **CONSENT AGENDA**

#### **A-1-Approval of Minutes of Previous Meetings.**

- a. Approval of Minutes of Regular Town Council Meeting of February 11, 2008
- b. Approval of Minutes of Regular Town Council Meeting of February 25, 2008
- c. Approval of Executive Session Minutes February 11, 2008
- d. Approval of Executive Session Minutes February 25, 2008

#### **A-2-Receipt of Minutes from Various Board and Commissions:**

- |                            |                                  |                                     |
|----------------------------|----------------------------------|-------------------------------------|
| a. Conservation Commission | b. Charter Review Commission     | c. Open Space Commission            |
| d. Board of Canvassers (2) | e. Tiverton Prevention Coalition | f. Wastewater Management Commission |
| g. Zoning Board of Review  |                                  |                                     |

#### **A-3-Correspondence**

- a. Received from Town of Burrillville-Resolution Regarding Inspection of Dams and Reservoirs.
- b. Received from Town of Burrillville-Resolution Related to Limitation of Damages-Cities, Towns and Fire Districts.

#### **A-4-Tax Assessor's Abatements**

#### **A-5- Tom Ramotowski, Conservation Commission-Request Town Council Send Letter to Save-the-Bay in Support of That Organizations Efforts to Restore Eelgrass Beds Around Narragansett Bay-Response Attached**

#### **Correspondence Received from Town of Burrillville-Resolutions Related to Education:**

Received copies of Resolutions adopted by the Town Council of Burrillville in support of House Bills H-7042- H-7043-H-7160-H-7261-and Senate Bill S2102 all relating to Education, requested Council consideration of the bills.

Councilor Edwards made a motion to refer the matter to the School Committee for review and recommendation. Councilor Carroll seconded the motion and passed unanimously.

**Correspondence Received from City of Newport-Invitation to Participate in 52<sup>nd</sup> Annual St. Patrick's Day Parade:**

Councilor Edwards urged his fellow Councilors to celebrate in the Irish Festivities in Newport on Saturday March 15, 2008 beginning with a Mass at St. Joseph's Church at 9:00 a.m.

The Town Council was sitting as the Board of Licensing Commissioners:

**BOARD OF LICENSING COMMISSIONERS AND PUBLIC HEARINGS:**

**1. John T. Perry-Request Private Detective License-Subject to Meeting All Legal Requirements.**

A motion was made by Councilor Carroll to grant the Private Detective License to John T. Perry, subject to meeting all legal requirements. The motion was seconded by Councilor Arruda, which passed unanimously.

**APPOINTMENTS & RESIGNATIONS**

**1. Harris E. Gruber-Seeking Appointment to Harbor and Coastal Commission to Expire 6/30/2010 (Three Vacancies)**

A motion was made by Councilor Edwards to continue to the first meeting of April 14, 2008. Councilor Medeiros seconded the motion and then passed unanimously.

**UNFINISHED BUSINESS**

**1. G.H.L. Investment, LLC.-Attorney Jeremiah Leary-Request Acceptance of Public Improvements in Ford Farm Subdivision (Including Public Sewers) and Release of Surety-Continued from February 25<sup>th</sup> Meeting:**

- a. Written Response From Wastewater Management Commission**
- b. Written Response From DPW Director**

The item was withdrawn, will be rescheduled.

**2. Town Administrator-Revised Fiscal Year 2008-2009 Budget Proposal**

A meeting had been held on March 3, 2008 to review and discuss the proposed Budget. As a result of that meeting, Town Administrator took all comments into consideration, which resulted with new numbers. The proposed budget started at 4.4%, had come down to 1.3%, the 4.4% had not included debt service. There were still several more questions remaining, and the base figure of \$2,592,981 could possibly come in higher or lower. The projected numbers for the School Department were still in question. Mr. Goncalo noted unable to cut anymore on the Municipal side, already facing shortages for the coming year.

Town Administrator, distributed new revised summary sheet. The Total Budget had increased \$174,000.00 over last year's appropriation. There had been some remarks made of possible personnel reductions, which were not addressed, in the presented budget. That issue to be discussed in future Executive Session. The summary sheet projected an increase of \$1.33 to the current tax rate of \$10.26. The document was a workable budget, for more review.

**FINANCIAL BUSINESS:**

**NEW BUSINESS:**

**Town Planner-Request Permission to Hire Mary Hutchinson of Mapping and Planning Services as a Sole source Provider for GIS Consultant**

Mr. Christopher Spencer, Town Planner, requesting approval for the hiring of Mary Hutchinson for GIS consulting for Tiverton's Parcel Digitization Project. Tiverton was awarded \$54,540.00 in 2007 for the GIS implementation project from Planning Challenge Grants. As part of the proposal, Tiverton agreed to hire a project management consultant to ensure funds are properly utilized and that the products received are of the highest quality and ready to be integrated into the RIGIS system.

Mary Hutchinson had been providing mapping and GIS work for Tiverton for over 15 years, also considered a GIS expert by the Statewide Planning GIS coordinator. Letters of support were attached to the Agenda.

Councilor Costa made a motion to approve the hiring of Mary Hutchinson of Mapping and Planning Services as described by the Town Planner. The motion was seconded by Councilor Medeiros and passed unanimously.

**Town Planner-Request Permission to Hire Applied Geographics, Inc. of Boston, MA to Develop GIS Under State's Master Price Agreement for Information Technology Services:**

Mr. Christopher Spencer, Town Planner, over the past months many vendors were interviewed that provided GIS digitizing services as well as web hosting for a GIS site. The GIS Project Committee as well as Mr. Berg of the Planning Board, Planning Clerk, Mr. Robert, Tax Assessor and Town Planner agreed that Applied Geographics, Inc. of Boston, MA was the best fit, and because they were pre-qualified under the State's MPA-230, their services could be utilized with having the need to develop bid specifications for RFP.

A motion was made by Councilor Edwards seconded by Councilor Costa to hire Applied Geographics Inc. of Boston, MA. The motion carried unanimously.

**Mr. Cecil Leonard, Charter Review Commission-Request Funds to Pay for Public Hearing:**

Mr. Cecil Leonard, Chair of the Charter Review Commission requesting \$350,00 either from the Council Contingency Funds or the Advertising funds for advertising of a Public Hearing on the proposed Charter changes. Mr. Leonard would be approaching the Council in the near future for additional funds for putting together pamphlets for the public.

A motion was made by Councilor Carroll seconded by Councilor Edwards to grant the request. The motion was unanimous.

**BIDS & REQUESTS FOR PROPOSALS**

**TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS**  
**PUBLIC ANNOUNCEMENTS:**

1. Received a check from Crown Castle for cell tower at the Fire Station
2. Rabies Clinic, March 30, 2008 at Public Works Garage  
Cats & Ferrets 1:00 – 1:30 p.m. Cost of \$10.00  
Dogs 1:30- 3:00 p.m. Cost of \$10.00
3. Sponsored by the AARP will provide Tax Assistance at the Senior Center  
Weds. 1:00 p.m. – 3:00p.m. Frids. 9:00 a.m. to 1:00 p.m.
4. Received a Police Dept. Grant of \$12,785.00 for repairs and upgrade of computers.

**COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS:**

A letter had been distributed to all Council Members, as FYI from RIDEM-RE: Project Priority List Request for Projects State Fiscal Year 2009. President Durfee suggested that the letter be widely circulated to all Boards and Commissions, especially the Landfill subcommittee and the Wastewater Management for a response. The deadline for submission was March 20, 2008. The Office of Water Resources was making its annual request for submission of water pollution abatement projects. In the letter, there was a reference that the RI Clean Water Finance Agency was unveiling a program offering loans at 2% interest to homeowners wishing to connect to the sewer system. On this note, President Durfee suggested that Canonicus Street and Hilton Street residents should get involved. Town Administrator should also include on the list, the Landfill Closure and the Facility Plan Update.

Councilor Costa made a motion to add the letter to the Agenda for future reference. The motion was seconded by Councilor Medeiros and then passed unanimously.

### **TOWN SOLICITOR, ANNOUNCEMENTS, COMMENTS AND QUESTIONS;**

Andrew M. Teitz, Town Solicitor, not much to make comment, except to report that there was still a lot of Litigation in regard to Bay Street Contamination Issue. Multiple depositions going on. Preparing for Trial in April.

President Durfee asked if Town Solicitor could give an overview with specifics in regard to resistance by Southern Union, at the next Council Meeting,

### **CLOSED EXECUTIVE SESSION**

#### **Town Solicitor-Litigation-42-46-5(a)(2)**

#### **Town Council-Personnel 42-46-5(a)(1)-Gareth Eames, Code Enforcement Officer-Notice Given**

#### **Town Council-42-46-5(a)(5)-Acquisition or Disposition of Town Held Property**

Councilor Medeiros made a motion to enter into Executive Session pursuant to 42-46-5(a)(2)-Litigation. The motion was seconded by Councilor Edwards and passed unanimously.

Councilor Medeiros made a motion to remain in Executive Session pursuant to 42-46-5(a)(1)-Gareth Eames- Code Enforcement Officer. Councilor Edwards seconded the motion, which passed unanimously.

Councilor Medeiros made a motion to further remain in Executive Session pursuant to 42-46-5(a)(5)-Acquisition or Disposition of Town Held Property. Councilor Edwards seconded the motion and passed unanimously.

For the record, Mr. Eames had been notified in writing in accordance to Open Meetings Law. Mr. Eames responded in writing, elected not to have the discussion in Open Session.

The Council entered into Executive Session at approximately 7:50 p.m.

The Council returned to Open Session at approximately 8:50p.m.

### **OPEN SESSION:**

Council President Durfee announced formal action had been taken in Executive Session.

Councilor Edwards motioned to seal the minutes of the Executive Session, seconded by Councilor Medeiros. Motion passed unanimously.

### **ADJOURNMENT:**

Councilor Edwards made a motion, seconded by Councilor Medeiros to adjourn. The motion passed unanimously.

The meeting adjourned at approximately 9:00p.m.

A True Copy.

ATTEST: \_\_\_\_\_  
Nancy L. Mello, Town Clerk

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
COUNTY OF NEWPORT**

The Town Council of the Town of Tiverton, County and State aforesaid held a Regular Town Council Meeting at the Town Hall on Thursday, the 30th day of June 2005 A.D. at 7:00 p.m.

**ROLL CALL**

Joanne M. Arruda	Cecil E. Leonard
Donald Bollin	Brian A. Medeiros
Paul E. Carroll	Arthur R. Wyman Jr.
Louise Durfee (Absent)	

Vice President, Donald Bollin opened the meeting with the Pledge of Allegiance to the Flag.

Town Solicitor, Andrew M. Teitz was also present and Town Administrator was not in attendance.

**Approval of Consent**

All items listed with (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the Agenda.

Councilor Bollin read all the items listed as Consent Agenda.

Councilor Carroll requested those Items A-1 and A-3 is removed under Approval of Minutes as well as Item E-3 under New Business.

Councilor Leonard requested to have removed Items A-5 and A-6 under Approval of Minutes also requested the removal of Items D-4a under Financial Business, the removal of Item I-1 under Abatements and Items under Correspondence J-1 and J-2.

Councilor Arruda requested Item J-6 under Correspondence be removed from the Consent Agenda.

Mr. Carroll made a motion, seconded by Mrs. Arruda to approve the remaining items listed on the Consent Agenda. The motion made was unanimous.

The remaining items on the Consent Agenda were as follows:

**Approval of Minutes Of Previous Meetings:**

A-1--Special Town Council Meeting of May 16, 2005

A-4- Regular Town Council Meeting of June 13, 2005

A-7-Council Workshop Minutes of June 20, 2005

**Financial Business:**

D-1-Tax Collector-Request Approval of Inter-Departmental Transfers

\$450.00 from #215-535 (Telephone) to #215-623 (Supplies)

D-2-Chief Lloyd-TFD-Requests Approval of Inter-Departmental Transfer

\$300.00 from #331-640 (Station Maint.) to #331-740 (Apparatus Maint.)

D-3-Chief Blakey-Request Inter-Departmental Transfers

\$209.32 from #333-167 (Equipment) to #333-528 (Education)

\$509.32 from #333-168 (Uniform) to #333-528 (Education)

\$400.76 from #333-530 (Radio) to #333-528 (Education)

\$1,670.70 from #333-648 (Vehicle) to #333-528 (Education)

\$200.00 from #333-648 (Vehicle) to #333-640 (Building Maintenance)

**Correspondence**

*Distributed Prior to Council Meeting*